



Janet Napolitano  
Governor

## ARIZONA BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY

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Executive Director  
Elaine LeTarte

October 26, 2004

James Cerneka, D.O.  
455 N. Mesa Drive, Ste. 7  
Mesa, AZ 85201

RE: Letter of Concern  
License No. 3664, Case No. 3252

Dear Dr. Cerneka:

At their meeting on October 23, 2004, the AZ Board of Osteopathic Examiners in Medicine and Surgery conducted an investigative hearing on the above-referenced complaint.

Based on the information presented and your testimony before the Board, the Board found there was insufficient evidence to conclude that your conduct constituted unprofessional conduct or to support direct action against your license. However, under the authority of A.R.S. § 32-1855 (D)(2), the Board voted to issue you this advisory **LETTER OF CONCERN**. The Board was concerned over your poor judgment in the pre-operative care of the patient.

A Letter of Concern is a non-disciplinary action that remains part of the public record of your license for five years from the date of issuance. During those years it will be provided in response to requests for copies of your license file or verifications of license status. It also may be cited in future actions against your license. Because it is not a disciplinary action, it is not reported to the National Practitioner Data Base.

Sincerely yours,

Elaine LeTarte  
Executive Director

Copy: complainant